



Department of Public Service

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June 2, 2023

Via Electronic Mail:

Laura Darling Attorney for CHPE
LLC and CHPE Properties Inc.
Executive Woods, Five Palisades
Drive, Albany, NY 12205
ldarling@youngsommer.com

RE: CASE 10-T-0139 – Application of Champlain Hudson Power Express, Inc. for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII of the PSL for the Construction, Operation and Maintenance of a High Voltage Direct Current Circuit from the Canadian Border to New York City.

Notice to Proceed with Construction

Dear Ms. Darling:

The Application submitted by the Champlain Hudson Power Express, Inc (CHPE). to build a High Voltage Direct Current Circuit from the Canadian Border to New York City, was approved on April 18, 2013. This Notice to Proceed pertains to CHPE's Segment 3 Environmental Management and Construction Plan (EM&CP). CHPE submitted the EM&CP for Segment 3 on December 23, 2022, and filed revisions on March 22, March 23, March 24, April 13, and May 10, 2023. The Segment 3 EM&CP, submitted by CHPE, was approved by the New York State Public Service Commission on May 18, 2023. Commission order 3 of that May 18th Order stated:

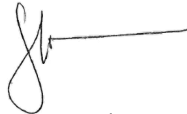
"The Certificate Holders shall not commence construction until they have received a "Notice to Proceed with Construction" letter sent by the Chief of Environmental Certification and Compliance of the Office of Energy System Planning and Performance, or by a designee. Prior to any construction activity on agricultural land, the Certificate Holders shall provide, via an EM&CP minor change, a final "Agricultural Trench Detail" for trenching of agricultural lands located along Segment 3 with proof of acceptance of the detail by NYSAGM."

Laura Darling
June 2, 2023 - CASE 10-T-0139

On the date of June 2, 2023, you are hereby authorized to commence construction on all portions of Segment 3, however, no construction in agricultural lands is authorized until the minor change for the "Agricultural Trench Detail" for EM&CP Segment 3 is submitted and approved in accordance with Commission order 3 of the Order Approving the Segment 3 EM&CP.

If you have any questions, please contact Matthew Smith of the Environmental Certification and Compliance Staff, at (518) 402-5141 or by email at Matthew.Smith@dps.ny.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'J. Zehr', with a long horizontal line extending to the right.

Jason Zehr
Chief, Environmental Certification and Compliance
Office of Energy System Planning and Performance

Cc: Josh Bagnato josh.bagnato@transmissiondevelopers.com
Laura Darling ldarling@youngsommer.com
David Albers dave.albers@wsp.com
Matthew Smith, NYSDPS
10-T-0139 Case File
DPS Central File